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Attorneys for **TIMBERWORK, INC.**
(erroneously sued as "TIMBERWORK OREGON, INC."),
and **EARL BLONDHEIM**

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MATSUNOKI GROUP, INC. dba HAIKU HOUSES, Plaintiff, v.) CASE NO. CV 08 4078 CW)) STIPULATION AND ORDER TO) EXTEND CERTAIN DISCOVERY) DEADLINES AND CASE) MANAGEMENT CONFERENCE) AS MODIFIED

TIMBERWORK OREGON, INC.;)
TIMBERWORK, INC.; JOAN L. SHUELL;)
EARL MAURY BLONDHEIM; DON)
PAUL; ILENE ENGLISH-PAUL; and)
DOES 1 through 10, inclusive,) Action Filed: 8/25/08
Defendants.) Trial Date: 5/3/10

Plaintiff MATSUNOKI GROUP, INC. dba HAIKU HOUSES (hereinafter “Plaintiff”) and Defendants TIMBERWORK, INC. (formerly known as and erroneously sued as “TIMBERWORK OREGON, INC.”), EARL M. BLONDHEIM, DON PAUL and ILENE ENGLISH-PAUL (Plaintiff and Defendants are hereinafter collectively referred to as “the Parties”), by and through their respective counsel and *propria persona*, agree and stipulate as follows:

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RECITALS

1. The Parties filed a Stipulation, which the Court signed, designating the following discovery deadlines and trial dates:

- March 26, 2010: Completion of fact discovery;
- April 8, 2010: Dispositive motions to be heard by this date;
- April 8, 2010: Case management conference;
- April 26, 2010.: Disclosure of identities and reports of expert witnesses;
- June 14, 2010: Completion of expert discovery;
- June 29, 2010: Final pretrial conference;
- July 19, 2010: Trial.

2. Due to the unavailability of the Parties, their counsel and certain witnesses, necessary depositions and other discovery will not be completed by the current fact discovery deadline of March 26, 2010. The Parties thus wish to move the relevant discovery deadlines.

THEREFORE, the Parties hereby stipulate and seek the Court's approval for the following:

STIPULATION

The following discovery deadlines and case management conference shall be extended, accordingly:

1. The deadline for completion of fact discovery be moved from March 26, 2010 to April 26, 2010.
2. The case management conference be moved from April 8, 2010 at 2:00 p.m. to May 11, 2010 at 2:00 p.m.
3. The deadline for the disclosure of identities and reports of expert witnesses be moved from April 26, 2010 to May 19, 2010.

The deadlines for a dispositive motion hearing, completion of expert discovery, and the dates of the final pretrial conference and the trial will remain unchanged.

1 DATED: March ___, 2010

LEWIS BRISBOIS BISGAARD & SMITH LLP

2 By _____
3 Julian J. Pardini
4 Alan J. Haus
5 Rowena C. Seto
6 Attorneys for Defendants TIMBERWORK, INC.
7 (erroneously sued as "TIMBERWORK OREGON,
8 INC.") and EARL BLONDHEIM

9 DATED: March ___, 2010

10 GORDON & REES, LLP

11 By _____
12 Richard P. Sybert
13 Lindsay Hulley
14 Attorneys for Plaintiff Matsunoki Group

15 DATED: March ___, 2010

16 DON PAUL and ILENE-ENGLISH PAUL

17 By _____
18 Don Paul
19 Ilene English-Paul
20 Defendants *Pro Se*

ORDER

Based upon the foregoing stipulation of the Parties, the Court **HEREBY ORDERS** that the following discovery deadlines and case management conference be extended:

1. The deadline for completion of fact discovery is moved from March 26, 2010 to April 26, 2010.
2. The deadline for the disclosure of identities and reports of expert witnesses is moved from April 26, 2010 to May 19, 2010.

The remaining discovery deadlines and trial dates remain the same, as follows:

3. The deadline for dispositive motions to be heard is April 8, 2010.
4. The deadline for the completion of expert discovery is June 14, 2010.
5. The final pretrial conference is on June 29, 2010.
6. The trial date is July 19, 2010.

**IT IS SO ORDERED. THE CASE MANAGEMENT CONFERENCE WILL
REMAIN SET ON APRIL 8, 2010.**

3/18/10

DATED:

Claudia Wilken

Honorable Claudia Wilken
UNITED STATES DISTRICT JUDGE
NORTHERN DISTRICT OF CALIFORNIA